IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 1ST JANUARY 2007 / 11TH POUSHA, 1928

Bail Appl..No. 7755 of 2006()

CR.NO.167/05 OF BEDAKAM POLICE STATION.

: PETITIONER/ACCUSED

K.CHANDRAN, AGED 40 YEARS,
S/O.V.MALINGA NAIR, BANDAMKAI HOUSE,
KARIVEDAKAM P.O., CHENGALA (VIA),
KASARAGOD.

BY ADV. SRI.M.SASINDRAN
SRI.K.P.HARISH

RESPONDENTS: COMPLAINANT

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1. STATE-REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. THE STATION HOUSE OFFICER,
BEDAKAM POLICE STATION, KASARAGOD,
(CR.NO.167/2005 OF BEDAKAM POLICE STATION).

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 01/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.7755 OF 2006

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DATED THIS THE 1st DAY OF JANUARY, 2007

O R D E R

Petitioner who is the second accused in Cr.No.167/05 of Bedakam Police Station for an offence punishable under section 55(a) of the Abkari Act for allegedly having been found in joint possession of 88 packets of Karnataka arrack altogether measuring 8.800 litres, on 9.12.2005, seeks anticipatory bail.

2. Admittedly, the case is now pending before the J.F.C.M., Kasargod as C.P.No.219/06. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the committal court and seek regular bail. Accordingly, if the petitioner surrenders before the J.F.C.M., Kasargod and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.RAMKUMAR, JUDGE

dsn